

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:

Laurent MARCQ

Serial No.: 09/423,014

Examiner: Unknown

Filing Date: October 27, 1999

Group Art Unit: Unknown

For: SET OF ELEMENTS FOR FORMING FURNITURE FOR VISUAL DISPLAY
PRESENTATION, FURNITURE AND PACKAGING ASSEMBLY FOR SAID SET

Docket No.: 19210/125/101

TRANSMITTAL SHEETAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

<p>CERTIFICATE UNDER 37 C.F.R. 1.8: I hereby certify that this correspondence and the documents described herein are being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231, on this <u>10th</u> day of <u>January</u>, <u>2000</u></p> <p>By <u>Carolyn G. Erickson</u></p>	
---	--

We are transmitting herewith the attached:

☐ Amendment☐ No additional fee required☐ The fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		x9=	\$	x18=	\$
INDEPEN- DENT	-	=		x39=	\$	x78=	\$
() FIRST MULTIPLE DEPENDENT CLAIM				+130=	\$	+260	\$
						=	
TOTAL				\$		\$	

01/24/2000 MAILER 00000271 09423014

01 FC:154

that a surcharge in the amount of \$130 be submitted.

The period for response was set to expire one month from the date of that paper, or thirty-one months from the priority date of the application, whichever is later. The unextended deadline for responding is, therefore, January 9, 2000.

Please find enclosed a copy of the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) document, a Declaration signed by the named inventor, and a check in the amount of \$130.00.

In view of the action taken herein, Applicant would submit that the requirements imposed by the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) paper have been complied with. It is, therefore, requested that the application be passed for issuance of the formal FILING RECEIPT document.

Respectfully submitted,

Laurent MARCQ

By his attorney,

Dated:

January 10, 2000

Lawrence M. Nawrocki

Lawrence M. Nawrocki, Reg. No. 29,333
NAWROCKI, ROONEY & SIVERTSON, P.A.
Suite 401, Broadway Place East
3433 Broadway Street Northeast
Minneapolis, MN 55413
Telephone: (612) 331-1464
Facsimile: (612) 331-2239

#3

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Laurent MARCQ

Serial No.: 09/423,014

Filed: October 27, 1999



For: SET OF ELEMENTS FOR FORMING FURNITURE FOR VISUAL DISPLAY
PRESENTATION, FURNITURE AND PACKAGING ASSEMBLY FOR SAID SET

Docket No.: 19210/125/101

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

COMMUNICATION

Applicant filed the application covered by the caption indicated above, reducing International Application No. PCT/FR99/00421 to the U.S. national stage, on October 27, 1999. The signature of the inventor was, however, missing on the DECLARATION which was filed. In response to the filing, the United States Patent and Trademark Office issued a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) document (FORM PCT/DO/EO/905). That paper documented a requirement that a properly signed Declaration in compliance with 37 CFR §1.497(a) and (b), identifying the application by international application number and international filing date, be submitted. That paper also required

[XXXX] A check in the amount of \$130.00 is enclosed.

[] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by verified statement previously submitted.

[XXXX] Other: Communication; Form PCT/DO/EO/905; Combined Declaration/Power of Attorney for Patent Application.

[XXXX] Please charge any deficiencies or credit any over payment in the enclosed fees to Deposit Account 14-0620.

By: Lawrence M. Nawrocki
Lawrence M. Nawrocki
Reg. No. 29,333

NAWROCKI, ROONEY & SIVERTSON, P.A.
Suite 401, Broadway Place East
3433 Broadway Street N.E.
Minneapolis, Minnesota 55413
Telephone: (612) 331-1464
Facsimile: (612) 331-2239



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

09/423,014

U.S. APPLICATION NO. 09/423,014	FIRST NAMED APPLICANT MARCO	ATTY. DOCKET NO. L 19210/125/10
------------------------------------	--------------------------------	------------------------------------

LAWRENCE M NAWROCKI
NAWROCK ROONEY & SIVERTSON
3433 BROADWAY STREET NE
SUITE 401
MINNEAPOLIS MN 55413

5071



INTERNATIONAL APPLICATION NO

PCT/FR99/00421

I.A. FILING DATE

PRIORITY DATE

02/24/99

02/27/98

12/09/99

DATE MAILED:

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☒ a Designated Office (37 CFR 1.494),
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.

☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventor(s) for DO/EO/US (unsigned)

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 10-27-99 and

☐ Information Disclosure Statement(s) filed and

☒ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY 21 OR 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed: ☒ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Barbara Campbell
National Stage Processing
BAU
Telephone: (703) (763) 305-3631

09/423014

097423,014



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

MAR 20

U.S. APPLICATION NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 19210/125/10

LAWRENCE M NAWROCKI

5071

NAWROCK ROONEY & SIVERTSON

3433 BROADWAY STREET NE

SUITE 401

MINNEAPOLIS MN 55413

INTERNATIONAL APPLICATION NO. R99/00421

I.A. FILING DATE

01/24/99

02/27/98

12/09/99

DATE MAILED:

NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371 (c)(4) for entry into the national stage in the United States of America. The period within which to correct these requirements and avoid abandonment is set in the accompanying Office action.

A new oath or declaration, identifying this application by the international application number and international filing date is required. The oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the specification to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b) WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the city and state or city and foreign country of residence or each inventor.
2. ☐ does not state that the person making the oath or declaration:
 - a. ☐ has reviewed and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
 - b. ☐ acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.
3. ☐ does not identify the foreign application for patent or inventor's certificate on which priority is claimed pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.
4. ☐ does not state that the person making the oath or declaration acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and filing date of the continuation in part application which discloses and claims subject matter in addition to that disclosed in the prior application (37 CFR 1.63(d)).

Barbara Campbell
National Stage Processing

Telephone: (703) (703) 305-3631